

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *hnb* D.C.

05 DEC 12 PM 3:16

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

ELLIPSIS, INC.,

Plaintiff,

vs.

THE COLOR WORKS, INC.,

Defendant.

CASE NO. 03-2939 BV

THE COLOR WORKS, INC.,

Third-Party Plaintiff,

vs.

MARY ELIZABETH WADE, a/k/a

Elizabeth Wade, individually,

Third-Party Defendant.

**ORDER GRANTING THE COLOR WORKS, INC.  
LEAVE TO FILE A REPLY BRIEF IN SUPPORT OF ITS  
DAUBERT-BASED MOTION TO EXCLUDE THE PURPORTED EXPERT  
TESTIMONY OF EMMONS PATZER AND ALEXANDER IVY**

It appearing to the Court that Defendant's Motion for Leave to File a Reply Brief is well-taken it is hereby:

ORDERED that Defendant is granted leave to file a reply brief and it is hereby  
*Defendant shall file its reply brief with the*  
ORDERED that Defendant's Reply Brief which is attached as Exhibit 1 to its Motion for Leave  
*Court & serve it on opposing counsel.*  
is hereby designated as being filed as of the entry of this order.

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 12-13-05

It is so ORDERED this 12<sup>th</sup> day of December, 2005.

Diane K. Usoro  
U.S. Magistrate Judge

Memphis 184722v.1



## Notice of Distribution

This notice confirms a copy of the document docketed as number 224 in case 2:03-CV-02939 was distributed by fax, mail, or direct printing on December 13, 2005 to the parties listed.

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Honorable J. Breen  
US DISTRICT COURT